

QCPA701D1

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Samir Soliman

Serial No.: 09/954,910

Filed: September 17, 2001

For: MOBILE COMMUNICATION
SYSTEM WITH POSITION DETECTION
TO FACILITATE HARD HANDOFF

Group Art Unit: 2682

TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION
UNDER 37 CFR §1.321(c)

Assistant Commissioner of Patents
Alexandria, VA 22313

Attn: Lee Nguyen
Examiner

Dear Sir:

I, Donald C. Kordich, am the attorney of record for this invention. The assignee, QUALCOMM Incorporated, is located at 5775 Morehouse Drive, San Diego, California 92121.

EXTENT OF DISCLAIMANT'S INTEREST

The extent of the interest in this invention that the disclaimant owns is the whole of this invention.

I hereby certify that this correspondence is being sent via facsimile to the Assistant Commissioner of Patents, Alexandria, VA 22313, on:

November 11, 2004

(Date of Deposit)

Victoria J. Pacey

(Name of Person Making Deposit)


(Signature)

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PATENT

DISCLAIMER

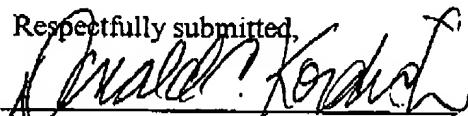
The terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §154-156 and 173 of: United States Patent No. 6,321,090 is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the above identified application shall be enforceable only for, and during, such period that the legal title to said patent shall be the same as the legal title to United States Patent No. 6,321,090, this agreement to run with any patent granted on the above identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, claimant does not disclaim the terminal part of any patent granted on the above identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154-156 and 173 of United States Patent No. 6,321,090, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued in any manner or is terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

The Commissioner is hereby authorized to charge payment of the Terminal Disclaimer Fee of \$110.00 under 37 CFR § 1.20(d) and any additional fees which may be required, or credit any overpayment, to Deposit Account No. 17 - 0026. A duplicate of this sheet is enclosed for charge purposes.

Dated: November 11, 2004

Respectfully submitted,


Donald C. Kordich
Attorney for Applicants
Registration No. 38,213

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